

Amy Gasser Callow

From: cmecfhelpdesk@ohsd.uscourts.gov
Sent: Tuesday, April 27, 2004 8:37 AM
To: ecf.notification@ohsd.uscourts.gov
Subject: Activity in Case 1:02-cv-00479-SAS Jefferson-Pilot Life v. Kearney, et al "Notice (Other)"

*****NOTE TO PUBLIC ACCESS USERS*** You may view the filed documents once without charge. To avoid later charges, download a copy of each document during this first viewing.**

U.S. District Court**Southern District of Ohio****Notice of Electronic Filing**

The following transaction was received from Roberts, Michael entered on 4/27/2004 at 8:37 AM EDT and filed on 4/27/2004

Case Name: Jefferson-Pilot Life v. Kearney, et al
Case Number: 1:02-cv-479
Filer: Christopher L Kearney
Document Number: 41

Docket Text:

NOTICE by Defendant Christopher L Kearney *Of Deposition Of Defendant Disability Management Services (April 29)* (Roberts, Michael)

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:n/a

Electronic document Stamp:

[STAMP dcecfStamp_ID=1040326259 [Date=4/27/2004] [FileNumber=237055-0]
[7556a55889b2042dd2abbafa37fd73e9b578e61f578149a744b9706cacb033c0a186
f86a64489df0791e1acc92b2b8e070ec18624109397ce765ea5fbc78ce8b]]

1:02-cv-479 Notice will be electronically mailed to:

Peter M Burrell pmburrell@woodlamping.com,

Amy Gasser Callow agccallow@woodlamping.com,

William Robert Ellis wrellis@woodlamping.com,

Eugene Louis Matan ematan@mgwlaw.com,

Michael A Roberts mroberts@graydon.com

4/27/2004

1:02-cv-479 Notice will not be electronically mailed to:

4/27/2004

IN THE UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION

JEFFERSON-PILOT LIFE INSURANCE CO.,)	CASE NO. C-1-02-479
	:	
Plaintiff,)	JUDGE SPIEGEL
	:	Magistrate Judge Hogan
vs.)	
	:	
CHRISTOPHER L. KEARNEY,)	<u>NOTICE OF DEPOSITION</u>
	:	
Defendant.)	

PLEASE TAKE NOTICE that pursuant to Fed. R. Civ. P. 30(b)(6), the defendant in the above matter will take the deposition of Disability Management Services, Inc. ("DMS") on Thursday, April 29, 2004, at 9:00 a.m. The deposition will be conducted at the offices of Graydon Head & Ritchey LLP, 1900 Fifth Third Center, 511 Walnut Street, Cincinnati, Ohio, 45202. The deposition will be conducted before a notary public or other officer duly authorized to administer oaths, and will cover the following topics:

1. The financial and other terms of Jefferson-Pilot Life Insurance Company's relationship with DMS, including but not limited to DMS' administration of Chris Kearney's benefits claim;
2. The information, communications, and documentation (including electronic communications) shared between J-P and DMS;
3. DMS' administration of Mr. Kearney's claim;
4. DMS' disability claim administration process, including the policies and procedures applicable to that process; and
5. J-P's Complaint, affirmative defenses, answers to interrogatories, and production of documents in this action.

The Deponent is further notified that the deposition shall continue from day to day until completed, and you may appear and take such part in the examination as you be advised and shall be fit and proper.

Dated: April 26, 2004

Respectfully submitted,

OF COUNSEL:

GRAYDON HEAD & RITCHEY LLP
1900 Fifth Third Center
511 Walnut Street
Cincinnati, Ohio 45201
(513) 621-6464
Cincinnati, Ohio 45201

/s Michael A. Roberts
Michael A. Roberts (0047129)
GRAYDON HEAD & RITCHEY LLP
Trial Attorney for Plaintiff
1900 Fifth Third Center
511 Walnut Street
(513) 629-2799
(513) 651-3836
email: mroberts@graydon.com

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and accurate copy of the foregoing instrument was filed electronically and thereby served this 26th day of April 2004 on William R. Ellis, Wood & Lamping, 600 Vine Street, Suite 2500, Cincinnati, Ohio 45202.

/s Michael A. Roberts

IN THE UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION

JEFFERSON-PILOT LIFE INSURANCE CO.,)	CASE NO. C-1-02-479
	:	
Plaintiff,)	JUDGE SPIEGEL
	:	Magistrate Judge Hogan
vs.)	
	:	
CHRISTOPHER L. KEARNEY,)	<u>NOTICE OF DEPOSITION</u>
	:	
Defendant.)	

PLEASE TAKE NOTICE that pursuant to Fed. R. Civ. P. 30(b)(6), the defendant in the above matter will take the deposition of Jefferson-Pilot Life Insurance Company ("J-P") on Friday, April 30, 2004, at 9:00 a.m. The deposition will be conducted at the offices of Graydon Head & Ritchey LLP, 1900 Fifth Third Center, 511 Walnut Street, Cincinnati, Ohio, 45202. The deposition will be conducted before a notary public or other officer duly authorized to administer oaths, and will cover the following topics:

1. The financial and other terms of J-P's relationship with Disability Management Services, Inc ("DMS"), including but not limited to DMS' administration of Chris Kearney's benefits claim;
2. The information, communications, and documentation (including electronic communications) shared between J-P and DMS;
3. DMS' administration of Mr. Kearney's claim;
4. DMS' disability claim administration process, including the policies and procedures applicable to that process; and
5. J-P's Complaint, affirmative defenses, answers to interrogatories, and production of documents in this action.

The Deponent is further notified that the deposition shall continue from day to day until completed, and you may appear and take such part in the examination as you be advised and shall be fit and proper.

Dated: April 26, 2004

Respectfully submitted,

OF COUNSEL:

GRAYDON HEAD & RITCHEY LLP
1900 Fifth Third Center
511 Walnut Street
Cincinnati, Ohio 45201
(513) 621-6464
Cincinnati, Ohio 45201

/s Michael A. Roberts
Michael A. Roberts (0047129)
GRAYDON HEAD & RITCHEY LLP
Trial Attorney for Plaintiff
1900 Fifth Third Center
511 Walnut Street
(513) 629-2799
(513) 651-3836
email: mroberts@graydon.com

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and accurate copy of the foregoing instrument was filed electronically and thereby served this 26th day of April 2004 on William R. Ellis, Wood & Lamping, 600 Vine Street, Suite 2500, Cincinnati, Ohio 45202.

/s Michael A. Roberts

IN THE UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION

JEFFERSON-PILOT LIFE INSURANCE CO.,) CASE NO. C-1-02-479
:
Plaintiff,) JUDGE SPIEGEL
:
vs.) Magistrate Judge Hogan
:
CHRISTOPHER L. KEARNEY,) NOTICE OF DEPOSITIONS
:
Defendant.)

PLEASE TAKE NOTICE that pursuant to Fed. R. Civ. P. 30, the defendant in the above matter will take the following depositions of plaintiff's employees and agents at the designated times and all at the offices of Graydon Head & Ritchey LLP, 1900 Fifth Third Center, 511 Walnut Street, Cincinnati, Ohio, 45202:

Robert Mills	Friday, April 30, 12:00 p.m.
William Hughes	Thursday, April 29, 4:00 p.m.
Todd Dittmar	Wednesday, April 28, 3:00 p.m.
Harold Shelton	Wednesday, April 28, 9:00 a.m.
Robert Bonsall	Thursday, April 29, 12:00 p.m.
Phyllis Harden	Wednesday, April 28, 12:00 p.m.

These depositions will be conducted before a notary public or other officer duly authorized to administer oaths. The Deponent is further notified that the depositions shall continue from day to day until completed, and you may appear and take such part in the examination as you be advised and shall be fit and proper.

Dated: April 26, 2004
OF COUNSEL:

GRAYDON HEAD & RITCHEY LLP
1900 Fifth Third Center
511 Walnut Street
Cincinnati, Ohio 45201
(513) 621-6464
Cincinnati, Ohio 45201

Respectfully submitted,

/s Michael A. Roberts
Michael A. Roberts (0047129)
GRAYDON HEAD & RITCHEY LLP
Trial Attorney for Plaintiff
1900 Fifth Third Center
511 Walnut Street
(513) 629-2799
(513) 651-3836
email: mroberts@graydon.com

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and accurate copy of the foregoing instrument was filed electronically and thereby served this 26th day of April 2004 on William R. Ellis, Wood & Lamping, 600 Vine Street, Suite 2500, Cincinnati, Ohio 45202.

/s Michael A. Roberts

IN THE UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION

JEFFERSON-PILOT LIFE INSURANCE CO.,) CASE NO. C-1-02-479
:
Plaintiff,) JUDGE SPIEGEL
:
vs.) Magistrate Judge Hogan
:
CHRISTOPHER L. KEARNEY,) NOTICE OF DEPOSITIONS
:
Defendant.)

PLEASE TAKE NOTICE that pursuant to Fed. R. Civ. P. 30, the defendant in the above matter will take the following depositions of plaintiff's employees and agents at the designated times and all at the offices of Graydon Head & Ritchey LLP, 1900 Fifth Third Center, 511 Walnut Street, Cincinnati, Ohio, 45202:

William Dempsey	Saturday, April 30, 8:00 a.m.
Janet Beattie	Saturday, April 30, 10:30 a.m.
J. L. Roberson	Saturday, April 30, 1:00 p.m.
Robert Maxwell	Saturday, April 30, 3:40 p.m.

These depositions will be conducted before a notary public or other officer duly authorized to administer oaths. The Deponent is further notified that the depositions shall continue from day to day until completed, and you may appear and take such part in the examination as you be advised and shall be fit and proper.

Dated: April 27, 2004
OF COUNSEL:

GRAYDON HEAD & RITCHEY LLP
1900 Fifth Third Center
511 Walnut Street
Cincinnati, Ohio 45201
(513) 621-6464
Cincinnati, Ohio 45201

Respectfully submitted,

/s Michael A. Roberts
Michael A. Roberts (0047129)
GRAYDON HEAD & RITCHEY LLP
Trial Attorney for Plaintiff
1900 Fifth Third Center
511 Walnut Street
(513) 629-2799
(513) 651-3836
email: mroberts@graydon.com

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and accurate copy of the foregoing instrument was filed electronically and thereby served this 27th day of April 2004 on William R. Ellis, Wood & Lamping, 600 Vine Street, Suite 2500, Cincinnati, Ohio 45202.

/s Michael A. Roberts